

REMARKS/ARGUMENTS

The present application was filed under 35 U.S.C. §371 from International Application No. PCT/CA2004/001735 having an international filing date of September 23, 2003. The '735 international application claimed priority benefits, in turn, from Canadian Patent Application No. 2,441,686 filed on September 23, 2003.

Claims 1, 9, 11-14, 26, 31, 41 and 45 have been amended to simplify their format and improve their clarity. Specifically, the letters/numbers designating each of the subparts of independent claims 1, 26 and 45 have been amended to make them consistent with those used elsewhere in the claims and later in their dependent claims.

Dependent claim 9 has been amended to clarify that the “previously calculated fuel consumption” is to be determined from the system data using one of: (a) the initial injector command and (b) the subsequent injector command.

The letters designating each of the subparts of dependent claims 11-14 have been deleted to avoid confusion with the lettered subpart designations of claim 1, from which claims 11-14 depend. Similarly, the letters designating each of the subparts of dependent claim 31 have been deleted to avoid confusion with the lettered paragraph designations of claim 26, from which claim 31 ultimately depends.

Claims 11 and 41 have also been amended from multiple dependent claim to simple dependent claim format.

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In view of the foregoing, applicants request that claims 1, 9, 11-14, 26, 31, 41 and 45, as presently amended, be examined along with claims 2-8, 10, 15-25, 27-30, 32-40, 42-44 and 46 as originally filed.

Please charge any additional fees incurred in connection with this submission, and credit any overpayment, to Deposit Account No. 13-0017.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Robert W. Fieseler', written over a horizontal line.

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